IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 16TH JULY 2007 / 25TH ASHADHA 1929

WP(C).No. 15561 of 2007(C)

PETITIONER:

K.P.MOHANASUNDARAM,
S/O.K.P.GOVINDAN NAIR, AGED 42 YEARS, HSA (ENGLISH), PROTECTED, GHSS, KUNDAMKUZHY, RESIDING AT PARVATHY NIVAS, CHAYOTH P.O., NEELESWARAM VIA, KASARGOD DISTRICT.

BY ADV. SRI.C.P.PEETHAMBARAN

RESPONDENTS:

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1. THE DEPUTY DIRECTOR OF EDUCATION, KASARGOD DISTRICT.

2. THE HEAD MASTER, GOVERNMENT HIGHER SECONDARY SCHOOL, THAYANNUR.

3. THE HEAD MASTER, GOVERNMENT HIGHER SECONDARY SCHOOL, KUNDAMKUZHY.

4. THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.15561 OF 2007

Dated this the 16th day of July, 2007

JUDGMENT

Petitioner is a High School Assistant working now in the Government Higher Secondary School, Kundamkuzhy on deployment. It is the case of the petitioner that he has been deployed in the above school as High School Assistant (English) though he is entitled to get posting in the Government High School, Thayannur as HSA (Social Studies). He seeks to quash Exts.P5 and P8 orders passed by respondent no.1.

2. Anyhow, I do not propose to deal with the contentions raised by the petitioner at this stage, since the statutory appeal preferred by him is pending consideration before respondent no.4. The said fact is seen admitted in the counter affidavit filed by respondent no.4 as well. Learned Government Pleader submits that a decision on Ext.P9 appeal will be taken without any further delay.

3. In the above facts and circumstances, writ petition is disposed of with a direction to respondent no.4 to consider and pass orders on Ext.P9 strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment. Needless to mention that the petitioner shall be afforded sufficient opportunity to be heard before any decision is taken in the matter. Petitioner shall produce a copy of the writ petition along with a certified copy of the judgment before respondent no.4 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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